

SENATE AMENDMENTS

2nd Printing

By: Darby, Hilderbran, Heflin, Guillen

H.B. No. 1965

A BILL TO BE ENTITLED

1 AN ACT
2 relating to permits to control protected wildlife; providing a
3 penalty.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

5 SECTION 1. Section 43.151, Parks and Wildlife Code, is
6 amended to read as follows:

7 Sec. 43.151. THREATS TO PUBLIC SAFETY OR DAMAGE BY
8 WILDLIFE. [~~(a)~~] A person who has evidence clearly showing that
9 wildlife protected by this code is causing serious damage to
10 commercial agricultural, horticultural, or aquicultural interests
11 [~~or other property~~], or is a threat to public safety, and who
12 desires to kill the protected wildlife shall give written notice of
13 the facts to the department [~~county judge of the county or to the~~
14 ~~mayor of the municipality in which the damage or threat occurs~~].

15 [~~(b) The county judge or mayor, on receiving the notice,~~
16 ~~shall immediately cause a substantial copy of the notice to be~~
17 ~~posted in the county courthouse or city hall, as applicable, and~~
18 ~~shall notify the department of the location of the property where~~
19 ~~the damage or threat is occurring, the type of damage or nature of~~
20 ~~the threat, and the name of the applicant.~~]

21 SECTION 2. Subchapter H, Chapter 43, Parks and Wildlife
22 Code, is amended by adding Section 43.1515 to read as follows:

23 Sec. 43.1515. RULES. The commission may adopt rules to
24 implement this subchapter, including rules governing:

- 1 (1) reports that must be submitted to the department
2 by a person who holds a permit issued by the department under this
3 subchapter;
4 (2) the reinstatement of a canceled permit and a fee
5 for the reinstatement;
6 (3) the possession of wildlife resources taken or held
7 under this subchapter; and
8 (4) the circumstances required to qualify for a
9 permit.

10 SECTION 3. Section 43.152, Parks and Wildlife Code, is
11 amended to read as follows:

12 Sec. 43.152. DEPARTMENT INSPECTION. On receiving notice
13 from a person under Section 43.151 [~~a county judge or mayor~~], the
14 department may [~~shall~~] inspect the property and determine if damage
15 or a threat to public safety is occurring as alleged in the notice.
16 [~~If the damage or threat is occurring, the department shall make~~
17 ~~recommendations to the person as are feasible and appropriate for~~
18 ~~controlling the damage or threat.~~]

19 SECTION 4. Section 43.153, Parks and Wildlife Code, is
20 amended by amending Subsection (b) and adding Subsection (d) to
21 read as follows:

22 (b) The application must be in writing, and [~~and~~] be sworn to by
23 the applicant, and [~~must~~] contain:

- 24 (1) a statement of facts relating to the damage or
25 threat; and
26 (2) an agreement by the applicant to comply with the
27 provisions of this subchapter and any rules adopted by the

1 commission under this subchapter [~~relating to the disposition of~~
2 ~~the protected wildlife~~].

3 (d) The application must be accompanied by a permit
4 application fee of \$50 or an amount set by the commission, whichever
5 amount is more. Proceeds from the fee shall be deposited in the
6 special game, fish, and water safety account.

7 SECTION 5. Sections 43.154(b) and (c), Parks and Wildlife
8 Code, are amended to read as follows:

9 (b) The department shall deliver or mail the permit, if
10 issued, to the person requesting the permit or to the regional or
11 local office of the department for pickup by the person [~~county~~
12 ~~judge or mayor that sent the notice of damage or threat. The permit~~
13 ~~may not be delivered earlier than 24 hours after the notice from the~~
14 ~~county judge or mayor was received by the department~~].

15 (c) A permit must specify:

16 (1) the period of time during which it is valid;

17 (2) the area in which it applies;

18 (3) the kind and number of wildlife authorized to be
19 killed; and

20 (4) the persons permitted to kill the noxious
21 wildlife.

22 SECTION 6. Section 43.155, Parks and Wildlife Code, is
23 amended to read as follows:

24 Sec. 43.155. DISPOSITION OF WILDLIFE. (a) The holder of a
25 permit issued under this subchapter or a person designated by
26 Section 43.154(c)(4) who kills wildlife under the authority of the
27 permit shall [~~give the location of the wildlife carcass to the game~~

1 ~~warden or other department employee assigned to the area covered by~~
2 ~~the permit.~~

3 ~~[(b) The game warden or other department employee notified~~
4 ~~shall] dispose of the carcass by donating it to a charitable~~
5 ~~institution, a hospital, a needy person, or any other appropriate~~
6 ~~recipient [~~, or as directed by the court~~].~~

7 (b) The permit holder or a person designated under Section
8 43.154(c)(4) may not keep or sell any part of the wildlife taken
9 under this subchapter, including antlers.

10 SECTION 7. Section 43.156, Parks and Wildlife Code, is
11 amended to read as follows:

12 Sec. 43.156. CANCELLATION OF PERMIT. The department may
13 cancel a permit if:

14 (1) the permit does not accomplish its intended
15 purposes;

16 (2) the permit holder fails to submit a required
17 report to the department; or

18 (3) the permit holder intentionally made false claims
19 on the application for the permit.

20 SECTION 8. Subchapter H, Chapter 43, Parks and Wildlife
21 Code, is amended by adding Section 43.1565 to read as follows:

22 Sec. 43.1565. REINSTATEMENT OF PERMIT. The department may
23 reinstate a canceled permit if the permit holder submits an
24 application for reinstatement in the same manner as required by
25 Section 43.153 for an original permit and pays a fee set by the
26 commission.

27 SECTION 9. Section 43.157, Parks and Wildlife Code, is

1 amended by amending Subsection (d) and adding Subsection (e) to
2 read as follows:

3 (d) Except as provided by Subsection (e), a [A] person who
4 violates this section commits an offense that is a Class B Parks and
5 Wildlife Code misdemeanor.

6 (e) A person who violates a reporting requirement adopted
7 under this subchapter commits an offense that is a Class C Parks and
8 Wildlife Code misdemeanor.

9 SECTION 10. Sections 43.153(c) and 43.157(a), Parks and
10 Wildlife Code, are repealed.

11 SECTION 11. (a) The change in law made by this Act applies
12 only to an offense committed on or after the effective date of this
13 Act. For the purpose of this section, an offense is committed
14 before the effective date of this Act if any element of the offense
15 occurs before that date. An offense committed before the effective
16 date of this Act is covered by the law in effect when the offense was
17 committed, and the former law is continued in effect for that
18 purpose.

19 (b) The change in law made by this Act applies only to a
20 permit under Subchapter H, Chapter 43, Parks and Wildlife Code,
21 that is issued on or after the effective date of this Act. A permit
22 issued before the effective date of this Act is governed by the law
23 as it existed immediately before the effective date of this Act, and
24 that law is continued in effect for that purpose.

25 SECTION 12. This Act takes effect immediately if it
26 receives a vote of two-thirds of all the members elected to each
27 house, as provided by Section 39, Article III, Texas Constitution.

1 If this Act does not receive the vote necessary for immediate
2 effect, this Act takes effect September 1, 2009.

ADOPTED

MAY 18 2009

Atty. Gen. Paul
Secretary of the Senate

By: Darby / Seliger

H.B. No. 1965

Substitute the following for H.B. No. 1965:

By: [Signature]

C.S. H.B. No. 1965

A BILL TO BE ENTITLED

AN ACT

1
2 relating to permits to control protected wildlife; providing a
3 penalty.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

5 SECTION 1. Section 43.151, Parks and Wildlife Code, is
6 amended to read as follows:

7 Sec. 43.151. THREATS TO PUBLIC SAFETY OR DAMAGE BY
8 WILDLIFE. [~~(a)~~] A person who has evidence clearly showing that
9 wildlife protected by this code is causing serious damage to
10 commercial agricultural, horticultural, or aquicultural interests
11 [~~or other property~~], or is a threat to public safety, and who
12 desires to kill the protected wildlife shall give written notice of
13 the facts to the department [~~county judge of the county or to the~~
14 ~~mayor of the municipality in which the damage or threat occurs~~].

15 [~~(b) The county judge or mayor, on receiving the notice,~~
16 ~~shall immediately cause a substantial copy of the notice to be~~
17 ~~posted in the county courthouse or city hall, as applicable, and~~
18 ~~shall notify the department of the location of the property where~~
19 ~~the damage or threat is occurring, the type of damage or nature of~~
20 ~~the threat, and the name of the applicant.~~]

21 SECTION 2. Subchapter H, Chapter 43, Parks and Wildlife
22 Code, is amended by adding Section 43.1515 to read as follows:

23 Sec. 43.1515. RULES. The commission may adopt rules to
24 implement this subchapter, including rules governing:

1 (1) reports that must be submitted to the department
2 by a person who holds a permit issued by the department under this
3 subchapter;

4 (2) the reinstatement of a canceled permit and a fee
5 for the reinstatement;

6 (3) the possession of wildlife resources taken or held
7 under this subchapter;

8 (4) the circumstances required to qualify for a
9 permit; and

10 (5) the electronic issuance of permits.

11 SECTION 3. Section 43.152, Parks and Wildlife Code, is
12 amended to read as follows:

13 Sec. 43.152. DEPARTMENT INSPECTION. (a) On receiving
14 notice from a person under Section 43.151 [~~a county judge or mayor~~],
15 the department may [~~shall~~] inspect the property and determine if
16 damage or a threat to public safety is occurring as alleged in the
17 notice.

18 (b) If the notice received by the department under Section
19 43.151 alleges damage or a threat to public safety caused by mule
20 deer, pronghorn antelope, or desert bighorn sheep, the department
21 may not issue a permit under Section 43.154 unless the department
22 inspects the property and determines whether serious damage or a
23 threat to public safety is occurring. [~~If the damage or threat is~~
24 ~~occurring, the department shall make recommendations to the person~~
25 ~~as are feasible and appropriate for controlling the damage or~~
26 ~~threat.~~]

27 SECTION 4. Section 43.153, Parks and Wildlife Code, is

1 amended by amending Subsection (b) and adding Subsection (d) to
2 read as follows:

3 (b) The application must be in writing, ~~and~~ be sworn to by
4 the applicant, ~~and~~ ~~must~~ contain:

5 (1) a statement of facts relating to the damage or
6 threat; and

7 (2) an agreement by the applicant to comply with the
8 provisions of this subchapter and any rules adopted by the
9 commission under this subchapter ~~[relating to the disposition of~~
10 ~~the protected wildlife]~~.

11 (d) The application must be accompanied by a permit
12 application fee of \$50 or an amount set by the commission, whichever
13 amount is more. Proceeds from the fee shall be deposited in the
14 special game, fish, and water safety account.

15 SECTION 5. Section 43.154, Parks and Wildlife Code, is
16 amended by amending Subsections (a), (b), and (c) and adding
17 Subsection (a-1) to read as follows:

18 (a) On receipt of an application, the department may issue a
19 permit for the killing of wildlife without regard to the closed
20 season, bag limit, or means and methods. As soon as practicable,
21 but not later than the 10th business day after the date the
22 department receives an application, the department shall approve or
23 deny the application and, if the application is approved, issue the
24 permit.

25 (a-1) The department may not issue a permit under this
26 section for the killing of mule deer, pronghorn antelope, or desert
27 bighorn sheep unless:

1 (1) the department has inspected the property and has
2 verified that serious damage or a threat to public safety as
3 described in the notice under Section 43.151 is occurring;

4 (2) the department has made recommendations to the
5 applicant regarding ways to minimize the damage or threat; and

6 (3) the applicant has made a reasonable effort to
7 comply with the recommendations made by the department under this
8 section.

9 (b) The department shall deliver or mail the permit, if
10 issued, to the person requesting the permit or to the regional or
11 local office of the department for pickup by the person. The
12 department may issue the permit electronically [~~county judge or~~
13 ~~mayor that sent the notice of damage or threat. The permit may not~~
14 ~~be delivered earlier than 24 hours after the notice from the county~~
15 ~~judge or mayor was received by the department]~~.

16 (c) A permit must specify:

17 (1) the period of time during which it is valid;

18 (2) the area in which it applies;

19 (3) the kind and number of wildlife authorized to be
20 killed; and

21 (4) the persons permitted to kill the noxious
22 wildlife.

23 SECTION 6. Section 43.155, Parks and Wildlife Code, is
24 amended to read as follows:

25 Sec. 43.155. DISPOSITION OF WILDLIFE. (a) The holder of a
26 permit issued under this subchapter or a person designated by
27 Section 43.154(c)(4) who kills wildlife under the authority of the

1 permit shall [~~give the location of the wildlife carcass to the game~~
2 ~~warden or other department employee assigned to the area covered by~~
3 ~~the permit.~~

4 [~~(b) The game warden or other department employee notified~~
5 ~~shall]~~ dispose of the carcass by donating it to a charitable
6 institution, a hospital, a needy person, or any other appropriate
7 recipient [~~, or as directed by the court].~~

8 (b) The permit holder or a person designated under Section
9 43.154(c)(4) may not keep or sell any part of the wildlife taken
10 under this subchapter, including antlers.

11 SECTION 7. Section 43.156, Parks and Wildlife Code, is
12 amended to read as follows:

13 Sec. 43.156. CANCELLATION OF PERMIT. The department may
14 cancel a permit if:

15 (1) the permit does not accomplish its intended
16 purposes;

17 (2) the permit holder fails to submit a required
18 report to the department; or

19 (3) the permit holder intentionally made false claims
20 on the application for the permit.

21 SECTION 8. Subchapter H, Chapter 43, Parks and Wildlife
22 Code, is amended by adding Section 43.1565 to read as follows:

23 Sec. 43.1565. REINSTATEMENT OF PERMIT. The department may
24 reinstate a canceled permit if the permit holder submits an
25 application for reinstatement in the same manner as required by
26 Section 43.153 for an original permit and pays a fee set by the
27 commission.

1 SECTION 9. Section 43.157, Parks and Wildlife Code, is
2 amended by amending Subsection (d) and adding Subsection (e) to
3 read as follows:

4 (d) Except as provided by Subsection (e), a [A] person who
5 violates this section commits an offense that is a Class B Parks and
6 Wildlife Code misdemeanor.

7 (e) A person who violates a reporting requirement adopted
8 under this subchapter commits an offense that is a Class C Parks and
9 Wildlife Code misdemeanor.

10 SECTION 10. Sections 43.153(c) and 43.157(a), Parks and
11 Wildlife Code, are repealed.

12 SECTION 11. (a) The change in law made by this Act applies
13 only to an offense committed on or after the effective date of this
14 Act. For the purpose of this subsection, an offense is committed
15 before the effective date of this Act if any element of the offense
16 occurs before that date. An offense committed before the effective
17 date of this Act is covered by the law in effect when the offense was
18 committed, and the former law is continued in effect for that
19 purpose.

20 (b) The change in law made by this Act applies only to a
21 permit under Subchapter H, Chapter 43, Parks and Wildlife Code,
22 that is issued on or after the effective date of this Act. A permit
23 issued before the effective date of this Act is governed by the law
24 as it existed immediately before the effective date of this Act, and
25 that law is continued in effect for that purpose.

26 SECTION 12. This Act takes effect immediately if it
27 receives a vote of two-thirds of all the members elected to each

1 house, as provided by Section 39, Article III, Texas Constitution.
2 If this Act does not receive the vote necessary for immediate
3 effect, this Act takes effect September 1, 2009.

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 81ST LEGISLATIVE REGULAR SESSION

May 19, 2009

TO: Honorable Joe Straus, Speaker of the House, House of Representatives

FROM: John S. O'Brien, Director, Legislative Budget Board

IN RE: HB1965 by Darby (Relating to permits to control protected wildlife; providing a penalty.),
As Passed 2nd House

No significant fiscal implication to the State is anticipated.

The bill would amend the Parks and Wildlife Code to issue permits to individuals who desire to kill protected wildlife that may be causing serious damage to commercial agricultural, horticultural, or aquiculture interests, or is a threat to public safety. The bill would exclude the county judge or mayor from the permitting process, and would add a permit application fee of \$50 or an amount set by the Texas Parks and Wildlife Commission. The Texas Parks and Wildlife Department (TPWD) would not be authorized to issue a permit for killing mule deer, pronghorn antelope, or desert bighorn unless TPWD had inspected the property to verify serious damage or threat to public safety, made recommendations to minimize the damage; and the applicant had made a reasonable effort to comply with the recommendations to minimize the damage. TPWD would have 10 business days to approve or deny an application for permit to kill protected wildlife, and to issue the permit if the application is approved; this permit could be issued electronically. The TPWD permit must specify: the period of time that the permit is valid; the area to which it applies; the kind and number of wildlife to be killed; and the persons permitted to kill the wildlife.

TPWD estimates that there will be approximately 750 additional permits issued annually. At \$50 per permit, this represents additional revenue to the General Revenue-Dedicated Game, Fish and Water Safety Account No. 9 of \$37,500 in fiscal year 2010 and each year thereafter (750 x \$50). TPWD estimates the additional workload of processing the permits will require the equivalent of an additional Fish and Wildlife Technician at Austin headquarters (at an estimated salary of \$31,053 in fiscal years 2010 and 2011 and \$36,111 in fiscal year 2012 and each year thereafter and other minimal operating expenses and one-time equipment expenses in fiscal year 2010. Based on the LBB's analysis of the TPWD, duties and responsibilities associated with implementing the provisions of the bill could be accomplished by utilizing existing resources. The bill would take immediate effect if the bill receives two-thirds the vote of all members. Otherwise, the bill would take effect September 1, 2009.

Local Government Impact

No fiscal implication to units of local government is anticipated.

Source Agencies: 802 Parks and Wildlife Department

LBB Staff: JOB, SD, SZ, TB

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 81ST LEGISLATIVE REGULAR SESSION

May 13, 2009

TO: Honorable Craig Estes, Chair, Senate Committee on Agriculture & Rural Affairs

FROM: John S. O'Brien, Director, Legislative Budget Board

IN RE: HB1965 by Darby (Relating to permits to control protected wildlife; providing a penalty.),
Committee Report 2nd House, Substituted

No significant fiscal implication to the State is anticipated.

The bill would amend the Parks and Wildlife Code to issue permits to individuals who desire to kill protected wildlife that may be causing serious damage to commercial agricultural, horticultural, or aquiculture interests, or is a threat to public safety. The bill would exclude the county judge or mayor from the permitting process, and would add a permit application fee of \$50 or an amount set by the Texas Parks and Wildlife Commission. The Texas Parks and Wildlife Department (TPWD) would not be authorized to issue a permit for killing mule deer, pronghorn antelope, or desert bighorn unless TPWD had inspected the property to verify serious damage or threat to public safety, made recommendations to minimize the damage; and the applicant had made a reasonable effort to comply with the recommendations to minimize the damage. TPWD would have 10 business days to approve or deny an application for permit to kill protected wildlife, and to issue the permit if the application is approved; this permit could be issued electronically. The TPWD permit must specify: the period of time that the permit is valid; the area to which it applies; the kind and number of wildlife to be killed; and the persons permitted to kill the wildlife.

TPWD estimates that there will be approximately 750 additional permits issued annually. At \$50 per permit, this represents additional revenue to the General Revenue-Dedicated Game, Fish and Water Safety Account No. 9 of \$37,500 in fiscal year 2010 and each year thereafter (750 x \$50). TPWD estimates the additional workload of processing the permits will require the equivalent of an additional Fish and Wildlife Technician at Austin headquarters (at an estimated salary of \$31,053 in fiscal years 2010 and 2011 and \$36,111 in fiscal year 2012 and each year thereafter and other minimal operating expenses and one-time equipment expenses in fiscal year 2010. Based on the LBB's analysis of the TPWD, duties and responsibilities associated with implementing the provisions of the bill could be accomplished by utilizing existing resources. The bill would take immediate effect if the bill receives two-thirds the vote of all members. Otherwise, the bill would take effect September 1, 2009.

Local Government Impact

No fiscal implication to units of local government is anticipated.

Source Agencies: 802 Parks and Wildlife Department

LBB Staff: JOB, SD, SZ, TB

LEGISLATIVE BUDGET BOARD

Austin, Texas

FISCAL NOTE, 81ST LEGISLATIVE REGULAR SESSION

May 6, 2009

TO: Honorable Craig Estes, Chair, Senate Committee on Agriculture & Rural Affairs

FROM: John S. O'Brien, Director, Legislative Budget Board

IN RE: HB1965 by Darby (Relating to permits to control protected wildlife; providing a penalty.),
As Engrossed

No significant fiscal implication to the State is anticipated.

The bill would amend the Parks and Wildlife Code to issue permits to individuals who desire to kill protected wildlife that may be causing serious damage to commercial agricultural, horticultural, or aquiculture interests, or is a threat to public safety. The bill would exclude the county judge or mayor from the permitting process, and would add a permit application fee of \$50 or an amount set by the Texas Parks and Wildlife Commission.

TPWD estimates that there will be approximately 750 additional permits issued annually. At \$50 per permit, this represents additional revenue to the General Revenue-Dedicated Game, Fish and Water Safety Account No. 9 of \$37,500 in fiscal year 2010 and each year thereafter (750 x \$50). TPWD estimates the additional workload of processing the permits will require the equivalent of an additional Fish and Wildlife Technician at Austin headquarters (at an estimated salary of \$31,053 in fiscal years 2010 and 2011 and \$36,111 in fiscal year 2012 and each year thereafter and other minimal operating expenses and one-time equipment expenses in fiscal year 2010. Based on the LBB's analysis of the TPWD, duties and responsibilities associated with implementing the provisions of the bill could be accomplished by utilizing existing resources. The bill would take immediate effect if the bill receives two-thirds the vote of all members. Otherwise, the bill would take effect September 1, 2009.

Local Government Impact

No fiscal implication to units of local government is anticipated.

Source Agencies: 802 Parks and Wildlife Department

LBB Staff: JOB, SD, SZ, TB

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 81ST LEGISLATIVE REGULAR SESSION

April 9, 2009

TO: Honorable Mark Homer, Chair, House Committee on Culture, Recreation & Tourism

FROM: John S. O'Brien, Director, Legislative Budget Board

IN RE: HB1965 by Darby (relating to permits to control protecting wildlife; providing a penalty.),
Committee Report 1st House, Substituted

No significant fiscal implication to the State is anticipated.

The bill would amend the Parks and Wildlife Code to issue permits to individuals who desire to kill protected wildlife that may be causing serious damage to commercial agricultural, horticultural, or aquaculture interests, or is a threat to public safety. The bill would exclude the county judge or mayor from the permitting process, and would add a permit application fee of \$50 or an amount set by the Texas Parks and Wildlife Commission.

TPWD estimates that there will be approximately 750 additional permits issued annually. At \$50 per permit, this represents additional revenue to the General Revenue-Dedicated Game, Fish and Water Safety Account No. 9 of \$37,500 in fiscal year 2010 and each year thereafter (750 x \$50). TPWD estimates the additional workload of processing the permits will require the equivalent of an additional Fish and Wildlife Technician at Austin headquarters (at an estimated salary of \$31,053 in fiscal years 2010 and 2011 and \$36,111 in fiscal year 2012 and each year thereafter and other minimal operating expenses and one-time equipment expenses in fiscal year 2010. Based on the LBB's analysis of the TPWD, duties and responsibilities associated with implementing the provisions of the bill could be accomplished by utilizing existing resources. The bill would take immediate effect if the bill receives two-thirds the vote of all members. Otherwise, the bill would take effect September 1, 2009.

Local Government Impact

No fiscal implication to units of local government is anticipated.

Source Agencies: 802 Parks and Wildlife Department

LBB Staff: JOB, SZ, TB, WK

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 81ST LEGISLATIVE REGULAR SESSION

March 30, 2009

TO: Honorable Mark Homer, Chair, House Committee on Culture, Recreation & Tourism

FROM: John S. O'Brien, Director, Legislative Budget Board

IN RE: HB1965 by Darby (Relating to permits to control protected wildlife; providing a penalty.),
As Introduced

No significant fiscal implication to the State is anticipated.

The bill would amend the Parks and Wildlife Code to issue permits to individuals who desire to kill protected wildlife that may be causing serious damage to commercial agricultural, horticultural, or aquiculture interests, or is a threat to public safety. The bill would exclude the county judge or mayor from the permitting process, and would add a permit application fee of \$50 or an amount set by the Texas Parks and Wildlife Commission.

TPWD estimates that there will be approximately 750 additional permits issued annually. At \$50 per permit, this represents additional revenue to the General Revenue-Dedicated Game, Fish and Water Safety Account No. 9 of \$37,500 in fiscal year 2010 and each year thereafter (750 x \$50). TPWD estimates the additional workload of processing the permits will require the equivalent of an additional Fish and Wildlife Technician at Austin headquarters (at an estimated salary of \$31,053 in fiscal years 2010 and 2011 and \$36,111 in fiscal year 2012 and each year thereafter and other minimal operating expenses and one-time equipment expenses in fiscal year 2010. Based on the LBB's analysis of the TPWD, duties and responsibilities associated with implementing the provisions of the bill could be accomplished by utilizing existing resources. The bill would take effect September 1, 2009.

Local Government Impact

No fiscal implication to units of local government is anticipated.

Source Agencies: 802 Parks and Wildlife Department

LBB Staff: JOB, WK, TB

